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Attorneys for Defendant
Simon Yuan

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
SIMON S. YUAN,
Defendant.

Case No. CR-07-0338-JF

**STIPULATION AND [PROPOSED]-
ORDER RE-SCHEDULING
SENTENCING HEARING**

IT IS HEREBY STIPULATED between the parties that the defendant's sentencing hearing, currently scheduled for Wednesday, December 5, 2007 at 9:00 a.m. shall be vacated, and subject to the approval of the Court, a new sentencing hearing date of Wednesday, January 9, 2008 at 9:00 a.m. shall be set.

It is so stipulated.

Dated: November 19, 2007

Respectfully submitted,

BAKER & MCKENZIE LLP

By: /s/

Scott H. Frewing
Attorneys for Simon Yuan

1 Dated: November 19, 2007
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3 By: /s/
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Cynthia Stier
Assistant U.S. Attorney

5 Pursuant to General Order No. 45, Section X(B), Scott H. Frewing hereby attests that the
6 signatory's concurrence in the filing of this document has been obtained.
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8 **It is so ORDERED.**

9
10 Dated: 12/3/07

11 By: 
12 JEREMY FOGEL
13 UNITED STATES DISTRICT JUDGE
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